

City of Northampton
MASSACHUSETTS

In the Year Two Thousand Fourteen

Upon the Recommendation of Mayor David J. Narkewicz

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section **281-4** of said code; providing that *Stormwater Management*

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows: That section **281-4** of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

SECTION 281-4 - Amend as follows:

§ 281-4. Permit procedures and requirements

H.

Application review and inspection fees. The fee for review and inspection of any land development application shall be based on the amount of land to be disturbed at the site and the fee structure established by the ~~Northampton Board~~ **Department** of Public Works. All of the monetary contributions shall be credited to the Stormwater Revolving Fund, and shall be made prior to issuance of any building permit for development.

§ 281-6. Stormwater management performance standards

C. Specific design criteria. Additional policy, criteria, and information including specifications and design standards may be found in the Stormwater Design Manual.

(9)

The basic design criteria methodologies and construction specifications, subject to the approval of the **Director of the Department of Public Works or his/her designee** and ~~City Engineer~~, shall be those generally found in the most current edition of the Stormwater Management, Volume Two: Stormwater Technical Handbook (March, 1997, Mass. Department of Environmental Protection, as updated or amended).

§ 281-8. Maintenance

A. Operation, maintenance and inspection agreement.

(3)

The agreement shall also provide that, if after notice by the ~~City Engineer~~ **Director of Public Works or his/her designee** to correct a violation requiring maintenance work, satisfactory corrections are not made by the owner(s) within 30 days, the Department of Public Works may perform all necessary work to place the facility in proper working condition. The owner(s) of the facility shall be assessed the cost of the work and any penalties.

§ 281-9. Performance guarantee

The Department of Public Works **or his/her designee** shall require from the developer a cash escrow, irrevocable letter of credit, or other means of security acceptable to the Department of Public Works prior to the issuance of any building permit for the construction of a development requiring a stormwater management facility. The amount of the security shall not be less than the total estimated construction cost of the stormwater management facility. The guarantee so required in this section shall include provisions relative to forfeiture for failure to complete work specified in the approved stormwater management plan, compliance with all of the provisions of this chapter and other applicable laws and regulations, and any time limitations. The guarantee shall not be fully released without a final inspection of the completed work by the ~~City Engineer~~ **Director of Public Works or his/her designee**, submission of as-built plans, and certification of completion by the Department of Public Works of the stormwater management facilities being in compliance with the approved plan and the provisions of this chapter. When a letter of credit is supplied by the applicant as part of a subdivision, the principal held by the Planning Board may be increased by the amount determined by DPW instead of the DPW holding a separate letter of credit, to avoid the double funding of projects and to avoid the added cost of carrying two letters of credit. If the applicant chooses such a combined guarantee, the Planning Board shall not release or reduce the security without written approval of the DPW.